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TO: Commissioner for Patents
 Attn: Examiner Sarah K. Webb
 P.O. Box 1450
 Alexandria, VA 22313-1450

DATE: September 21, 2004

FROM: Glenn M. Seager

OUR REF: 1001.1694101
 TELEPHONE: 612.359.9312

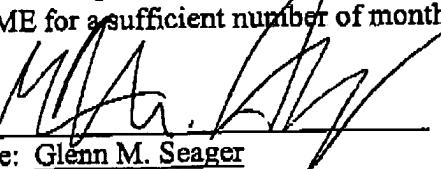
Total pages, including cover letter: 3

PTO FAX NUMBER 703-872-9306

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Title of Document Transmitted:	<u>Response</u>
Applicant:	<u>Kellett et al.</u>
Serial No.:	<u>10/698,760</u>
Filed:	<u>October 30, 2003</u>
Group Art Unit:	<u>3731</u>
Our Ref. No.:	<u>1001.1694101</u>
Confirmation No.	<u>2840</u>
Customer No.	<u>28075</u>

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By: 
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I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Name: JoAnn Lindman


 Signature

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 Date

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P A T E N T
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: JAMES KELLETT et al.
 Serial No.: 10/698,760
 Filed: OCTOBER 30, 2003
 Docket No.: 1001.1694101
 Title: EMBOLECTOMY DEVICES

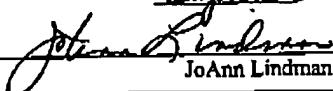
Examiner: Sarah K. Webb
 Confirmation No.: 2840
 Group Art Unit: 3731
 Customer No.: 28075

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

CERTIFICATE UNDER 37 C.F.R. 1.06(d): The undersigned hereby certifies that this paper or papers, as described herein, are being facsimile transmitted to the U.S. Patent and Trademark Office, Fax No. 703-872-9306, on this 21 day of September 2004.

By _____



JoAnn Lindman

Dear Sir:

This Communication is in response to the Restriction Requirement mailed July 6, 2004, with a shortened statutory period set to expire on October 6, 2004. This response is being filed within the set period such that no extension of time is necessary.

Application No. 10/698,760
Reply to Restriction Requirement dated July 6, 2004

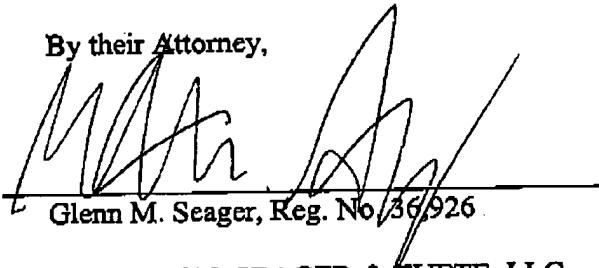
R E M A R K S

Applicants have carefully reviewed the Office Action dated July 6, 2004. In response to the Examiner's Restriction Requirement, Applicants hereby elect to prosecute species C of Group I corresponding to claims 38-51. This election is made without traverse. Furthermore, no change of inventorship is necessary with this election.

Reexamination and reconsideration are respectfully requested. It is respectfully submitted that the claims are now in condition for allowance and issuance of a Notice of Allowance in due course is requested. If a telephone conference might be of assistance, please contact the undersigned attorney at (612) 677-9050.

Respectfully submitted,
JAMES KELLETT et al.

By their Attorney,

Date: Sept. 21, 2004 
Glenn M. Seager, Reg. No. 36926

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